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IN THE HIGH COURT OF KARNATAKA AT BANGALORE

DATED THIS THE 4TH DAY OF JUNE 1998

BEFORE

THE HON'BLE Mr. JUSTICE H.L. DATTU

WRIT PETITION No. 18601/1994.

BETWEEN:

C. Murthy
(WVC.T.No. 794)
Qrts.No. 36,
II Cross,
MDN. Block,
Malleshwaram,
Bangalore - 3.

SNV
... PETITIONERS

(By Sri Shivarudra, adv.)

AND :

The General Manager
Mysore Spinning &
Manufacturing Mills,
Unit of N.T.C. (APKK&M)
Ltd., (A Govt of India
Undertaking) Venkatarana
Iyengar Road, P.B.No. 303,
Malleswaram,
Bangalore - 3.

... RESPONDENTS

(By M/s. Bangalore Law
Associates, Advs.)

This writ petition is filed under Articles 226 and 227 of the Constitution of India with a prayer to quash the order dated 10.06.1994 and etc.

This writ petition coming on for hearing this day, the Court made the following;

ORDER

Petitioner is working in the establishment of the first respondent Mill. He is before this Court mainly aggrieved by the order of suspension

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made by the respondent authorities dated 10.06.1994. In the suspension order it is indicated that since petitioner is involved in Crime No. 63/1994 of Rajajinagar Police Station for the alleged murder of Sri Venkatachala and since the case is under investigation by the appropriate authorities, petitioner is kept under suspension pending investigation and final orders. It is at that stage petitioner had approached this Court.

Sri Shivarudra learned counsel appearing for the petitioner would only contend before this Court that inspite of lapse of four years from the date of passing the order of suspension the respondents have not completed the investigation and have not passed the final orders and it is for that reason he wants this Court to direct the respondents to revoke the order of suspension and reinstate the petitioner into service. In support of that contention learned counsel is not in a position to produce any service regulations or any standing orders of the respondent company to suggest that the investigation should be completed and final orders should be passed within a particular period. Even otherwise, the order of suspension is made pending investigation and final orders to be made by the respondents. Till the

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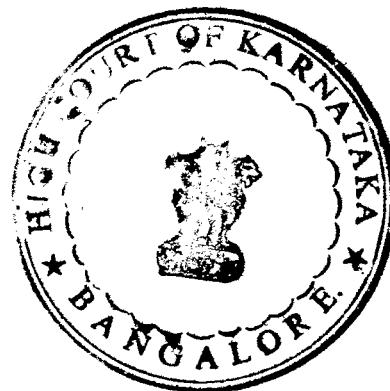
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investigation is complete it may not be proper for this Court to direct the respondents to reinstate the petitioner into service.

In that view of the matter, I do not find any good grounds to interfere with the order of suspension made by the respondents. Accordingly petition is dismissed. Ordered accordingly.

Sd/-
JUDGE



LRS/WP18601.94/050698.